

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF GEORGIA  
MACON DIVISION**

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| <b>BRYAN CHRISTOPHER MATHIS,</b>                             | : |  |
|  | : |  |
| Plaintiff,   | : | <b>Case No. 5:22-CV-00287-MTT-CHW</b>    |
|  | : |  |
| v.   | : |  |
|  | : |  |
| <b>MACON COUNTY SHERIFF'S<br/>DEPARTMENT, <i>et al.</i>,</b> | : |  |
|  | : | <b>Proceedings Under 42 U.S.C. §1983</b> |
|  | : | <b>Before the U. S. Magistrate Judge</b> |
| Defendants.  | : |  |

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**ORDER**

*Pro se* Plaintiff Bryan Christopher Mathis, an inmate confined in the Macon County Jail in Oglethorpe, Georgia filed a 42 U.S.C. § 1983 civil rights complaint. ECF No. 1. Plaintiff also filed a motion for leave to proceed *in forma pauperis* without the statutory supporting documents. ECF No. 2. On August 29, 2022, Plaintiff was ordered to recast his complaint and was provided detailed instructions on how to do so. ECF No. 4. Plaintiff was further ordered to either submit the statutory documents to support his motion to proceed *in forma pauperis* or pay the full filing fee. *Id.* Plaintiff was given fourteen (14) days to respond and was informed that failure to comply would result in dismissal of this action. *Id.* Plaintiff failed to respond.

Therefore, on September 30, 2022, the Court notified Plaintiff that it had not received a recast complaint nor was the filing fee and incomplete motion to proceed *in forma pauperis* addressed. ECF No. 5. The Court ordered Plaintiff to show cause why this action should not be dismissed for failure to comply with the Court's previous order.

*Id.* The Court unambiguously informed Plaintiff that this action would be dismissed if he failed to comply with this Court's orders. *Id.* Plaintiff was given fourteen (14) days to respond. *Id.* Plaintiff once again did not respond.

Because Plaintiff has failed to comply with the Court's orders or otherwise prosecute his case, this complaint is **DISMISSED WITHOUT PREJUDICE**. *See* Fed. R. Civ. P. 41(b); *Brown v. Tallahassee Police Dep't*, 205 F. App'x 802, 802 (11th Cir. 2006) ("The court may dismiss an action *sua sponte* under Rule 41(b) for failure to prosecute or failure to obey a court order.") (citing Fed. R. Civ. P. 41(b) and *Lopez v. Aransas Cty. Indep. Sch. Dist.*, 570 F.2d 541, 544 (5th Cir. 1978)).

**SO ORDERED**, this 25th day of October, 2022.

S/ Marc T. Treadwell

MARC T. TREADWELL, CHIEF JUDGE  
UNITED STATES DISTRICT COURT